

MAR 03 2008

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IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

KIMBERLY TOWNES MOSES,
on behalf of herself and as a
representative of a class of similarly
situated individuals,
Plaintiff,

v.

SEARS, ROEBUCK AND COMPANY,
Defendant.

Civil Action No.: 7:07cv00423

ORDER

By: Samuel G. Wilson
United States District Judge

In accordance with the memorandum opinion entered this day, it is hereby **ORDERED**
and **ADJUDGED** that defendant's motion to dismiss is **DENIED**.

Enter: this third day of March, 2008.

[Signature]
UNITED STATES DISTRICT JUDGE